

REMARKS

The claims have been amended to more clearly define the invention as disclosed in the written description. In particular, the claims have been amended for clarity.

The Examiner has rejected claims 1-18 under 35 U.S.C. 102(b) as being anticipated by U.S. Patent 6,357,043 to Ellis et al.

The Ellis et al. patent discloses an electronic television program guide with remote product ordering, in which, in a sub-menu, the electronic television program guide includes a channel listing of available channels and a program listing of programs associated with a selected one of the available channels.

As noted in MPEP § 2131, it is well-founded that "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). Further, "The identical invention must be shown in as complete detail as is contained in the ... claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).

Claim 1 includes the limitation "accessing means for causing said processor to access said electronic program guide, and for controlling said processor to cause said device to display said channel list of said electronic program guide in response to an initial activation of said electronic program guide by said

accessing means, and wherein said accessing means controls said processor to cause said device to display both said channel list and said program list are provided in response to said accessing means accessing said programs list".

While Ellis et al. discloses a button in the EPG for accessing the channel list, quite necessarily, in order to access the button, the EPG must already have been displayed. In particular, the user must first press the "MENU" button, select the program bar 61 in Fig. 6, and then select the channel and the I button (Fig. 18) in order to get to the screen shown in Fig. 20.

As described in the subject specification on page 1, lines 12-23, as the number of channels increases along with the available programs on these channels, a user is faced with an overwhelming situation - information overload. The subject invention seeks to simplify the use of the electronic program guide. As claimed in for example, claim 1, upon activation of the EPG using the accessing means, the amount of information shown to the user is limited to a listing of the available channels (or alternatively, the listing of the available channels as well as the programs available in a predefined time window of a selected one of the available channels). As such, the user is not presented with an overwhelming amount of information, and is able to navigate through the channels with relative ease.

In view of the above, Applicants believe that the subject invention, as claimed, is neither anticipated nor rendered obvious by the prior art, and as such, is patentable thereover.

Applicants believe that this application, containing claims 1, 3-13, 15, 17 and 18, is now in condition for allowance and such action is respectfully requested.

Respectfully submitted,

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